

SEC. 3. This act is a public act and shall take effect and be in force from and after its passage.

Approved, March 7, 1867.

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## CHAPTER XXVIII.

*An Act to amend an act entitled "An Act to incorporate the Borough of Henderson, in the county of Sibley, approved January 23d, 1866.*

March 6, 1867.

- SECTION 1.—Amends original act by further regulating licensing powers, etc.
- 2.—Regulates how the cost of public improvements is to be defrayed.
- 3.—Defines what property subject to taxation and limits the sale thereof.
- 4.—When act to take effect.

Powers of council

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. Sections eighteen (18) twenty (20) and twenty-three (23) of an act entitled "an act to incorporate the borough of Henderson, in the county of Sibley, approved January 23d, 1866, are hereby amended so as to read as follows: *Section 18.* The council shall have power, 1st, To license and regulate the exhibition of common showmen and shows of all kinds, and the exhibition of circuses, concerts and theatrical performances, auction stores, lotteries, billiard tables, pigeon-hole tables, nine or ten-pin alleys, bowling saloons, butchers' shops, groceries, taverns, lager-beer saloons, and persons vending, dealing in or disposing of spirituous, vinous, malt or fermented liquors.

2d. To restrain any persons from vending, giving, or dealing in spirituous, vinous, malt or fermented liquors, unless duly licensed by the borough council.

3d. To prevent and punish horse-racing, immoderate riding or driving in the streets; to compel persons to

Further powers

fasten their horses or mules attached to vehicles while standing in the streets, and to regulate places of bathing and swimming in waters within the limits of said borough.

4th. To prevent the encumbering of streets, sidewalks, lanes, alleys, public grounds or wharves, with carriages, carts, wagons, sleighs, boxes, lumber, firewood, posts, awnings, or any other materials or substances whatever.

5th. To restrain the running at large of cattle, swine, sheep, poultry and geese, and to impose penalties on the owners of such animals for violation of the ordinances.

6th. To prevent the running at large of dogs, and may impose a tax on the same and to authorize the destruction of the same in a summary manner when at large contrary to the ordinances.

7th. To prevent all persons riding or driving any ox, mule, cattle or other animal, on the sidewalks in said borough or in any way doing any damages to such sidewalks.

8th. To direct and regulate the planting and preserving of ornamental trees in the streets and public grounds.

9th. To remove and abate any nuisance, obstruction or encroachment upon the streets, alleys, public grounds and highways of the borough.

10th. To prevent the erection of slaughter-houses, coal pits or burning of coal pits within the limits of the borough.

11th. *Provided*, That no law of this state contravening the provisions of this act shall be considered as repealing, amending, or modifying the same, unless such purpose be expressly set forth in such law.

Cost of grading  
—how defrayed

SEC. 2. *Section 20.* The costs and expenses of opening, grading, or paving of streets or alleys to the centre thereof, and all sidewalks, shall be chargeable to the lots fronting on said improvement, but the council shall not improve streets or walks in said borough except by a petition in writing signed by a majority of the owners and occupants who are living opposite said improvement; *Provided*, That the costs of repairing streets, building and repairing bridges shall be paid out of the general fund of the borough.

SEC. 3. *Section 23.* All property, real and personal, in the borough, except such as may be exempt by the laws of the state, or is borough property, shall be subject to taxation not exceeding two and a half mills on the dollar per year, for general purposes; such property shall also be liable for such special taxes as the council shall be authorized to levy: *Provided,* That the tax collected for general purposes shall constitute the general fund of the borough and the council shall have power to expend the general fund for repairing streets, bridges, and making other public improvements and paying the borough officers.

Taxable property

SEC. 4. All acts or parts of acts inconsistent with this act are hereby repealed, and this act shall take effect and be in force from and after its passage.

Approved March 8, 1867.

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## CHAPTER XXIX.

*An Act to amend the charter of the village of Mankato.* February 2, 1867

SECTION 1.—Repeals original incorporation act and amendment.

2.—Further amends section 9 of said act.

3.—Confers licensing powers on trustees of said village.

4.—How penalties to be sued for.

5.—Trustees to publish financial statement.

6.—Gives power to trustees to assess special tax.

7.—Trustees to fix compensation of officers.

8.—When act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION I. That section two of the act incorporating the village of Mankato, and all the amendments thereto, passed in the year eighteen hundred and sixty-six, are hereby repealed.

Repeals sec 2